

FY 2006 Justice System House Study Bill 279

Last Action:

**House Appropriations
Subcommittee**

March 3, 2005

AN ACT relating to and making appropriations to the Justice System.

**Fiscal Services Division
Legislative Services Agency**

NOTES ON BILLS AND AMENDMENTS (NOBA)

Available on line at <http://www3.legis.state.ia.us/noba/index.jsp>

LSA Contacts: Beth Lenstra (16301) Jennifer Acton (17846)

EXECUTIVE SUMMARY NOTES ON BILLS AND AMENDMENTS

HOUSE STUDY BILL 279 FY 2006 JUSTICE SYSTEM APPROPRIATIONS BILL

FUNDING SUMMARY

MAJOR INCREASES, DECREASES, AND TRANSFERS OF EXISTING PROGRAMS

- Appropriates a total of \$409.1 million from the General Fund and 5,841.4 FTE positions to the Department of Justice, Department of Corrections, Department of Inspections and Appeals, Iowa Law Enforcement Academy, Board of Parole, Civil Rights Commission, Department of Public Defense, and the Department of Public Safety. This is an increase of \$13.6 million and 128.7 FTE positions compared to the estimated net FY 2005 General Fund appropriation.
- Makes the following General Fund increases for FY 2006:
 - **Civil Rights Commission:** \$93,000 increase for two civil rights specialists. (Page 20, Line 27)
 - **Department of Corrections:**
 - \$1.8 million increase to add 36.0 Parole/Probation Officers. (Page 11, Line 6 through Page 12, Line 25)
 - \$4.7 million for the prison system, including:
 - \$1.5 million to maintain positions when employees return from service in the Iowa National Guard and Reserve. (Page 5, Line 15 through Page 6, Line 33)
 - \$1.5 million for basic life safety issues including food, utility, and pharmacy costs. (Page 5, Line 15 through Page 6, Line 33)
 - \$300,000 for additional mental health staff. (Page 5, Line 24 and Page 6, Line 9)
 - \$700,000 to maintain current operations. (Page 6, Line 1; Line 13; Line 26)
 - \$700,000 to operate a 24-bed mental health unit at the Iowa Medical Classification Center at Oakdale. Senate Study Bill 1266 (FY 2005 Supplemental Appropriations Bill) provides a FY 2005 supplemental appropriation of \$100,000 to renovate existing space for the mental health unit. (Page 6, Line 1)
 - \$1.0 million for the mental health and substance abuse treatment needs of offenders. (Page 6, Line 34)
 - **Department of Public Safety:**
 - \$22,000 increase for Department of Administrative Services reimbursement. (Page 17, Line 15)
 - \$749,000 increase for crime lab supplies and for 3.0 FTE positions for table game expansion at the three racetracks. (Page 17, Line 20)
 - \$771,000 increase for a criminal intelligence database. (Page 18, Line 9)

**EXECUTIVE SUMMARY
NOTES ON BILLS AND AMENDMENTS**

**HOUSE STUDY BILL 279
FY 2006 JUSTICE SYSTEM APPROPRIATIONS BILL**

**MAJOR INCREASES, DECREASES,
AND TRANSFERS OF EXISTING
PROGRAMS, CONTINUED**

- ***Department of Public Safety, continued:***
 - \$275,000 increase for 3.0 FTE positions in the Fire Marshal's Office. (Page 18, Line 21)
 - \$635,000 increase for 10.0 FTE positions in the Iowa State Patrol. (Page 19, Line 1)
 - \$140,000 increase for volunteer fire fighter training for new training standards. (Page 20, Line 11)
- ***Department of Inspections and Appeals:*** \$3.4 million increase to fund the projected increase in claims and to fund currently authorized positions in the Office of the State Public Defender. (Page 14, Line 31 through Page 15, Line 11)

STUDIES AND INTENT LANGUAGE

- Requires the Department of Justice to maintain a record of the estimated time incurred representing each agency or department. (Page 1, Line 18)
- Requires the Department of Justice to report the actual costs and an estimate of the time incurred enforcing the Iowa Competition Law and the Iowa Consumer Fraud Law to the Chairpersons and Ranking Members of the Justice System Appropriations Subcommittee and the Legislative Services Agency (LSA) by November 15, 2005. (Page 1, Line 32 and Page 2, Line 31)
- Requires the Department of Corrections (DOC) to increase produce gardening by inmates and file a report to the Chairs and Ranking Members of the Justice System Appropriations Subcommittee by December 1, 2005. (Page 10, Line 12)
- Requires the DOC to submit a report on inmate labor to the Chairs and Ranking Members of the Justice System Appropriations Subcommittee and the Legislative Services Agency (LSA) by January 15, 2006. (Page 13, Line 26)
- Allows the Iowa Law Enforcement Academy to temporarily exceed the amount appropriated and incur a negative cash balance as long as equal receivables are anticipated at the close of the fiscal year for cash flow purposes. (Page 15, Line 27)
- Authorizes the appropriation of no more than \$200,000 from the Wireless E911 Emergency Communications Fund for FY 2006 to be used for administration of the Fund and to employ the State Auditor to perform an annual audit on the Fund. (Page 20, Line 35)
- Permits the Iowa Law Enforcement Academy to charge more than one-half the cost of providing the Basic training course, subject to Council approval. This change is repealed on June 30, 2006. (Page 21, Line 11)

**SIGNIFICANT CHANGES TO THE
CODE OF IOWA**

LSB1091H

LSB1091H provides for the following changes to the Code of Iowa.

Page #	Line #	Bill Section	Action	Code Section	Description
4	34	2	Nwthstnd	Sec. 8.33	Nonreversion of Contingent Appropriation for Environmental Crimes
9	21	5.1(b)	Nwthstnd	Sec. 8.33	Nonreversion of Appropriation for Inmate Education Program
20	16	13.8	Ntwthstnd	Sec. 8.33	Nonreversion of Volunteer Firefighter Training Grant
21	12	16	Ntwthstnd	Sec. 80B.11B	Law Enforcement Academy Fees

1 1 JUSTICE SYSTEM
 1 2 Section 1. DEPARTMENT OF JUSTICE.
 1 3 1. There is appropriated from the general fund of the
 1 4 state to the department of justice for the fiscal year
 1 5 beginning July 1, 2005, and ending June 30, 2006, the
 1 6 following amounts, or so much thereof as is necessary, to be
 1 7 used for the purposes designated:

1 8 a. For the general office of attorney general for
 1 9 salaries, support, maintenance, miscellaneous purposes
 1 10 including the prosecuting attorneys training program, victim
 1 11 assistance grants, office of drug control policy (ODCP)
 1 12 prosecuting attorney program, legal services for persons in
 1 13 poverty grants as provided in section 13.34, odometer fraud
 1 14 enforcement, and for not more than the following full-time
 1 15 equivalent positions:
 1 16 \$ 7,774,280
 1 17 FTEs 214.50

1 18 It is the intent of the general assembly that as a
 1 19 condition of receiving the appropriation provided in this
 1 20 lettered paragraph, the department of justice shall maintain a
 1 21 record of the estimated time incurred representing each agency
 1 22 or department.

1 23 b. For victim assistance grants:
 1 24 \$ 5,000

1 25 The funds appropriated in this lettered paragraph shall be
 1 26 used to provide grants to care providers providing services to
 1 27 crime victims of domestic abuse or to crime victims of rape
 1 28 and sexual assault.

General Fund appropriation to the Department of Justice for the Office of the Attorney General, Prosecuting Attorney Training Program, Victim Assistance Grants, Office of Drug Control Policy, Prosecuting Attorney Training Program, Legal Services Poverty Grants, and Odometer Fraud Enforcement.

DETAIL: Maintains current level of General Fund support and FTE positions.

Specifies that it is the intent of the General Assembly that the Department of Justice maintain a record of the estimated time incurred to represent each agency or department.

General Fund appropriation to the Department of Justice for the Victims Assistance Grants Program.

DETAIL: Maintains current level of General Fund support.

Requires that Victim Assistance funds be awarded as grants to providers of services for victims of domestic abuse, rape, and sexual assault.

1 29 c. For legal services for persons in poverty grants as
 1 30 provided in section 13.34:
 1 31 \$ 0

This is an expected new General Fund appropriation.

DETAIL: House File 682 (Deferred Judgment, Civil Penalty Bill) will generate approximately \$1,000,000. Of this amount, \$750,000 is planned to be appropriated to this line item for legal aid, contingent upon the passage of HF 682.

NOTE: There is an FY 2005 supplemental General Fund appropriation of \$600,000 pending for this program in SSB 1266 (FY 2005 Supplemental Appropriations Bill).

1 32 2. In addition to the funds appropriated in subsection 1,
 1 33 there is appropriated from the general fund of the state to
 1 34 the department of justice for the fiscal year beginning July
 1 35 1, 2005, and ending June 30, 2006, an amount not exceeding
 2 1 \$200,000 to be used for the enforcement of the Iowa
 2 2 competition law. The funds appropriated in this subsection
 2 3 are contingent upon receipt by the general fund of the state
 2 4 of an amount at least equal to the expenditure amount from
 2 5 either damages awarded to the state or a political subdivision
 2 6 of the state by a civil judgment under chapter 553, if the
 2 7 judgment authorizes the use of the award for enforcement
 2 8 purposes or costs or attorneys fees awarded the state in state
 2 9 or federal antitrust actions. However, if the amounts
 2 10 received as a result of these judgments are in excess of
 2 11 \$200,000, the excess amounts shall not be appropriated to the
 2 12 department of justice pursuant to this subsection. The
 2 13 department of justice shall report the department's actual
 2 14 costs and an estimate of the time incurred enforcing the
 2 15 competition law, to the co-chairpersons and ranking members of
 2 16 the joint appropriations subcommittee on the justice system,
 2 17 and to the legislative services agency by November 15, 2004.

Contingent General Fund appropriation to the Department of Justice for the enforcement of the Iowa Competition Law. The appropriation is contingent on the receipt of damages due to anti-trust lawsuits and is limited to \$200,000. Requires the Department of Justice to report the Department's actual costs and an estimate of the time incurred to enforce the Iowa Competition Law to the Chairpersons and Ranking Members of the Justice System Appropriations Subcommittee and the Legislative Services Agency (LSA) by November 15, 2005.

DETAIL: Maintains current level of contingent funding.

2 18 3. In addition to the funds appropriated in subsection 1,
 2 19 there is appropriated from the general fund of the state to
 2 20 the department of justice for the fiscal year beginning July

Contingent General Fund appropriation to the Department of Justice for administration and operations. The appropriation is contingent on the receipt of costs or attorney fees awarded to the State due to

2 21 1, 2005, and ending June 30, 2006, an amount not exceeding
 2 22 \$300,000 to be used for administration and operations. The
 2 23 funds appropriated in this subsection are contingent upon
 2 24 receipt by the general fund of the state of an amount at least
 2 25 equal to the expenditure amount from costs or attorney fees
 2 26 awarded the state in settlement of its antitrust action
 2 27 against Microsoft brought under chapter 553. However, if the
 2 28 amounts received as a result of this settlement are in excess
 2 29 of \$300,000, the excess amounts shall not be appropriated to
 2 30 the department of justice pursuant to this subsection.

settlement of the antitrust action against Microsoft Corporation.

DETAIL: Iowa's share of the settlement is approximately \$1,600,000. California is acting as the fiduciary for the states involved in the settlement. The funds are anticipated to be returned to Iowa by the close of this fiscal year.

2 31 4. In addition to the funds appropriated in subsection 1,
 2 32 there is appropriated from the general fund of the state to
 2 33 the department of justice for the fiscal year beginning July
 2 34 1, 2005, and ending June 30, 2006, an amount not exceeding
 2 35 \$1,125,000 to be used for public education relating to
 3 1 consumer fraud and for enforcement of section 714.16, and an
 3 2 amount not exceeding \$75,000 for investigation, prosecution,
 3 3 and consumer education relating to consumer and criminal fraud
 3 4 against older Iowans. The funds appropriated in this
 3 5 subsection are contingent upon receipt by the general fund of
 3 6 the state of an amount at least equal to the expenditure
 3 7 amount from damages awarded to the state or a political
 3 8 subdivision of the state by a civil consumer fraud judgment or
 3 9 settlement, if the judgment or settlement authorizes the use
 3 10 of the award for public education on consumer fraud. However,
 3 11 if the funds received as a result of these judgments and
 3 12 settlements are in excess of \$1,200,000, the excess funds
 3 13 shall not be appropriated to the department of justice
 3 14 pursuant to this subsection. The department of justice shall
 3 15 report to the co-chairpersons and ranking members of the joint
 3 16 appropriations subcommittee on the justice system, and to the
 3 17 legislative services agency by November 15, 2005, the
 3 18 department's actual costs and an estimate of the time incurred
 3 19 in providing education pursuant to and enforcing this
 3 20 subsection.

Contingent General Fund appropriation to the Department of Justice for consumer education and the enforcement of consumer fraud law. The appropriation is contingent on the receipt of damages due to consumer fraud lawsuits and is limited to \$1,200,000. Of this amount, \$1,125,000 is to be used for public education and enforcement purposes, and \$75,000 is to be used for investigation, prosecution, and consumer education relating to fraud against older Iowans. Requires the Department of Justice to report the Department's actual costs and an estimate of the time incurred for education and enforcement of consumer fraud law to the Chairpersons and Ranking Members of the Justice System Appropriations Subcommittee and the LSA by November 15, 2005.

DETAIL: Maintains current level of contingent funding.

3 21 5. The balance of the victim compensation fund established
 3 22 in section 915.94 may be used to provide salary and support of
 3 23 not more than 22 FTEs and to provide maintenance for the
 3 24 victim compensation functions of the department of justice.

Permits 22.00 FTE positions to be funded from the Victim Compensation Fund to administer the victim compensation functions of the Department of Justice. Maintains current level of FTE positions.

3 25 6. a. The department of justice, in submitting budget
 3 26 estimates for the fiscal year commencing July 1, 2006,
 3 27 pursuant to section 8.23, shall include a report of funding
 3 28 from sources other than amounts appropriated directly from the
 3 29 general fund of the state to the department of justice or to
 3 30 the office of consumer advocate. These funding sources shall
 3 31 include, but are not limited to, reimbursements from other
 3 32 state agencies, commissions, boards, or similar entities, and
 3 33 reimbursements from special funds or internal accounts within
 3 34 the department of justice. The department of justice shall
 3 35 report actual reimbursements for the fiscal year commencing
 4 1 July 1, 2004, and actual and expected reimbursements for the
 4 2 fiscal year commencing July 1, 2005.

Requires the Department of Justice, in submitting FY 2007 budget estimates, to submit a report to the Department of Management (DOM) that specifies the amount of funding from all sources other than the General Fund. The report is to include actual reimbursements from other fund accounts for FY 2005 and FY 2006.

4 3 b. The department of justice shall include the report
 4 4 required under paragraph "a", as well as information regarding
 4 5 any revisions occurring as a result of reimbursements actually
 4 6 received or expected at a later date, in a report to the co-
 4 7 chairpersons and ranking members of the joint appropriations
 4 8 subcommittee on the justice system and the legislative
 4 9 services agency. The department of justice shall submit the
 4 10 report on or before January 15, 2006.

Requires the Department of Justice to submit a report that specifies the amount of funding from all sources other than the General Fund and any revisions that occur as a result of actual reimbursements. The report is to be submitted to the Chairpersons and Ranking Members of the Justice System Appropriations Subcommittee and the LSA by January 15, 2006.

4 11 Sec. 2. DEPARTMENT OF JUSTICE -- ENVIRONMENTAL CRIMES
 4 12 INVESTIGATION AND PROSECUTION -- FUNDING. There is
 4 13 appropriated from the environmental crime fund of the
 4 14 department of justice, consisting of court-ordered fines and
 4 15 penalties awarded to the department arising out of the
 4 16 prosecution of environmental crimes, to the department of

Contingent appropriation from the Environmental Crime Fund of up to \$20,000 to the Department of Justice. The appropriation is contingent on receipt of contributions, court-ordered restitution, and consent decrees as a part of civil or regulatory enforcement actions. The funds are to be used for the investigation and prosecution of environmental crimes.

4 17 justice for the fiscal year beginning July 1, 2005, and ending
 4 18 June 30, 2006, an amount not exceeding \$20,000 to be used by
 4 19 the department, at the discretion of the attorney general, for
 4 20 the investigation and prosecution of environmental crimes,
 4 21 including the reimbursement of expenses incurred by county,
 4 22 municipal, and other local governmental agencies cooperating
 4 23 with the department in the investigation and prosecution of
 4 24 environmental crimes.
 4 25 The funds appropriated in this section are contingent upon
 4 26 receipt by the environmental crime fund of the department of
 4 27 justice of an amount at least equal to the appropriations made
 4 28 in this section and received from contributions, court-ordered
 4 29 restitution as part of judgments in criminal cases, and
 4 30 consent decrees entered into as part of civil or regulatory
 4 31 enforcement actions. However, if the funds received during
 4 32 the fiscal year are in excess of \$20,000, the excess funds
 4 33 shall be deposited in the general fund of the state.

DETAIL: Maintains current level of contingent funding.

4 34 Notwithstanding section 8.33, moneys appropriated in this
 4 35 section that remain unencumbered or unobligated at the close
 5 1 of the fiscal year shall not revert but shall remain available
 5 2 for expenditure for the purpose designated until the close of
 5 3 the succeeding fiscal year.

CODE: Allows any ending balance of the contingent appropriation from the Environmental Crime Fund to carry forward to the next fiscal year.

5 4 Sec. 3. OFFICE OF CONSUMER ADVOCATE. There is
 5 5 appropriated from the general fund of the state to the office
 5 6 of consumer advocate of the department of justice for the
 5 7 fiscal year beginning July 1, 2005, and ending June 30, 2006,
 5 8 the following amount, or so much thereof as is necessary, to
 5 9 be used for the purposes designated:
 5 10 For salaries, support, maintenance, miscellaneous purposes,
 5 11 and for not more than the following full-time equivalent
 5 12 positions:
 5 13 \$ 2,810,442
 5 14 FTEs 27.00

General Fund appropriation to the Department of Justice for the Office of the Consumer Advocate.

DETAIL: Maintains current level of General Fund support and FTE positions.

5 15 Sec. 4. DEPARTMENT OF CORRECTIONS -- FACILITIES.

5 16 1. There is appropriated from the general fund of the
 5 17 state to the department of corrections for the fiscal year
 5 18 beginning July 1, 2005, and ending June 30, 2006, the
 5 19 following amounts, or so much thereof as is necessary, to be
 5 20 used for the purposes designated:
 5 21 For the operation of adult correctional institutions,
 5 22 reimbursement of counties for certain confinement costs, and
 5 23 federal prison reimbursement, to be allocated as follows:

5 24 a. For the operation of the Fort Madison correctional
 5 25 facility, including salaries, support, maintenance, and
 5 26 miscellaneous purposes:
 5 27 \$ 38,923,261

General Fund appropriation to the Department of Corrections (DOC)
for the Fort Madison Correctional Facility.

DETAIL: This is an increase of \$752,835 and 11.50 FTE positions
compared to the estimated net FY 2005 appropriation. The change
includes:

- An increase of \$338,408 and 8.00 FTE positions to maintain
correctional officer positions when staff returns from active
military duty.
- An increase of \$165,000 for daily operations, including \$65,000
for food and \$100,000 for utility costs.
- An increase of \$249,427 and 3.50 FTE positions to address
mental health issues.

5 28 b. For the operation of the Anamosa correctional facility,
 5 29 including salaries, support, maintenance, and miscellaneous
 5 30 purposes:
 5 31 \$ 27,257,452

General Fund appropriation to the DOC for the Anamosa Correctional
Facility.

DETAIL: This is an increase of \$242,403 and 3.50 FTE positions
compared to the estimated net FY 2005 appropriation. The change
includes:

- An increase of \$126,903 and 3.00 FTE positions to maintain
correctional officer positions when staff returns from active

5 32 Moneys are provided within this appropriation for one full-
 5 33 time substance abuse counselor for the Luster Heights
 5 34 facility, for the purpose of certification of a substance
 5 35 abuse program at that facility.

- military duty.
- An increase of \$115,500 for daily operations, including \$38,500 for pharmacy, \$48,500 for food, and \$28,500 for utility costs.
 - An increase of 0.50 FTE position as a budget adjustment.

Specifies that funds be provided for one substance abuse counselor to be employed at the Luster Heights Facility.

6 1 c. For the operation of the Oakdale correctional facility,
 6 2 including salaries, support, maintenance, and miscellaneous
 6 3 purposes:
 6 4 \$ 24,730,278

General Fund appropriation to the DOC for the Oakdale Correctional Facility.

DETAIL: This is an increase of \$1,105,553 and 50.50 FTE positions compared to the estimated net FY 2005 appropriation. The change includes:

- An increase of \$84,602 and 2.00 FTE positions to maintain correctional officer positions when staff returns from active military duty.
- An increase of \$159,000 for daily operations, including \$100,000 for food and \$59,000 for utility costs.
- An increase of \$200,000 and 4.00 FTE positions to maintain correctional officer positions that are currently filled.
- An increase of \$661,951 and 24.50 FTE positions to operate a 24-bed mental health unit.
- An increase of 20.00 FTE positions as a budget adjustment.

NOTE: There is an FY 2005 supplemental General Fund appropriation of \$100,000 pending in SSB 1266 (FY 2005 Supplemental Appropriations Bill) to the DOC for the one-time costs of renovating space to house the mental health unit.

6 5 d. For the operation of the Newton correctional facility,
 6 6 including salaries, support, maintenance, and miscellaneous

General Fund appropriation to the DOC for the Newton Correctional Facility.

PG LN

LSB1091H

Explanation

6 7 purposes:

6 8 \$ 25,073,632

DETAIL: This is an increase of \$441,903 and 1.00 FTE position compared to the estimated net FY 2005 appropriation. The change includes:

- An increase of \$126,903 and 3.00 FTE positions to maintain correctional officer positions when staff returns from active military duty.
- An increase of \$315,000 for daily operations, including \$115,000 for pharmacy, \$100,000 for food, and \$100,000 for utility costs.
- A decrease of 2.00 FTE positions as a budget adjustment.

6 9 e. For the operation of the Mt. Pleasant correctional
6 10 facility, including salaries, support, maintenance, and
6 11 miscellaneous purposes:

6 12 \$ 23,003,340

General Fund appropriation to the DOC for the Mount Pleasant Correctional Facility.

DETAIL: This is an increase of \$443,064 and 7.00 FTE positions compared to the estimated net FY 2005 appropriation. The change includes:

- An increase of \$253,806 and 6.00 FTE positions to maintain correctional officer positions when staff returns from active military duty.
- An increase of \$117,000 for daily operations, including \$27,000 for pharmacy, \$40,000 for food, and \$50,000 for utility costs.
- An increase of \$72,258 and 1.00 FTE position to address mental health issues. The position is a Psychologist 3.

6 13 f. For the operation of the Rockwell City correctional
6 14 facility, including salaries, support, maintenance, and
6 15 miscellaneous purposes:

6 16 \$ 8,096,378

General Fund appropriation to the DOC for the Rockwell City Correctional Facility.

DETAIL: This is an increase of \$298,602 and 1.00 FTE position compared to the estimated net FY 2005 appropriation. The change includes:

- An increase of \$84,602 and 2.00 FTE positions to maintain correctional officer positions when staff returns from active military duty.

	<ul style="list-style-type: none"> • An increase of \$114,000 for daily operations, including \$10,000 for pharmacy, \$50,000 for food, and \$54,000 for utility costs. • An increase of \$100,000 and 2.00 FTE positions to maintain correctional officer positions that are currently filled. • A decrease of 3.00 FTE positions as a budget adjustment.
<p>6 17 g. For the operation of the Clarinda correctional 6 18 facility, including salaries, support, maintenance, and 6 19 miscellaneous purposes: 6 20 \$ 22,904,497</p>	<p>General Fund appropriation to the DOC for the Clarinda Correctional Facility.</p> <p>DETAIL: This is an increase of \$313,505 and 1.00 FTE position compared to the estimated net FY 2005 appropriation. The change includes:</p>
	<ul style="list-style-type: none"> • An increase of \$211,505 and 5.00 FTE positions to maintain correctional officer positions when staff returns from active military duty. • An increase of \$102,000 for daily operations, including \$22,000 for pharmacy, \$30,000 for food, and \$50,000 for utility costs. • A decrease of 4.00 FTE positions as a budget adjustment.
<p>6 21 Moneys received by the department of corrections as 6 22 reimbursement for services provided to the Clarinda youth 6 23 corporation are appropriated to the department and shall be 6 24 used for the purpose of operating the Clarinda correctional 6 25 facility.</p>	<p>Appropriates reimbursements from the Clarinda Youth Academy to the DOC for operating costs associated with the Clarinda Correctional Facility.</p> <p>DETAIL: The Clarinda Youth Academy's annual reimbursement to the prison is approximately \$1,000,000.</p>
<p>6 26 h. For the operation of the Mitchellville correctional 6 27 facility, including salaries, support, maintenance, and 6 28 miscellaneous purposes: 6 29 \$ 14,002,603</p>	<p>General Fund appropriation to the DOC for the Mitchellville Correctional Facility.</p> <p>DETAIL: This is an increase of \$754,602 and 9.50 FTE positions compared to the estimated net FY 2005 appropriation. The change includes:</p>
	<ul style="list-style-type: none"> • An increase of \$84,602 and 2.00 FTE positions to maintain correctional officer positions when staff returns from active

		<p>military duty.</p> <ul style="list-style-type: none"> • An increase of \$270,000 for daily operations, including \$100,000 for pharmacy, \$75,000 for food, and \$95,000 for utility costs. • An increase of \$400,000 and 7.50 FTE positions to maintain positions that are currently filled. These positions include an administrative assistant, social worker, security staff, and a part-time physician.
6 30	i. For the operation of the Fort Dodge correctional	
6 31	facility, including salaries, support, maintenance, and	
6 32	miscellaneous purposes:	
6 33 \$ 26,315,943	<p>General Fund appropriation to the DOC for the Fort Dodge Correctional Facility.</p> <p>DETAIL: This is an increase of \$331,169 and 4.00 FTE position compared to the estimated net FY 2005 appropriation. The change includes:</p> <ul style="list-style-type: none"> • An increase of \$188,669 and 4.00 FTE positions to maintain correctional officer positions when staff returns from active military duty. • An increase of \$142,500 for daily operations, including \$20,000 for pharmacy, \$75,000 for food, and \$47,500 for utility costs.
6 34	j. For inmate substance abuse and mental health treatment:	
6 35 \$ 1,000,000	<p>General Fund appropriation to the DOC for substance abuse and mental health treatment of offenders.</p> <p>DETAIL: This is a new appropriation.</p>
7 1	k. For reimbursement of counties for temporary confinement	
7 2	of work release and parole violators, as provided in sections	
7 3	901.7, 904.908, and 906.17 and for offenders confined pursuant	
7 4	to section 904.513:	
7 5 \$ 674,954	<p>General Fund appropriation to the DOC for the County Confinement Account to pay for holding alleged parole and work release violators until their revocation hearing.</p> <p>DETAIL: Maintains current level of General Fund support.</p>
7 6	l. For federal prison reimbursement, reimbursements for	
7 7	out-of-state placements, and miscellaneous contracts:	
7 8 \$ 241,293	<p>General Fund appropriation to the DOC to reimburse the federal Bureau of Prisons for confining Iowa inmates and to pay miscellaneous contracts.</p>

DETAIL: Maintains current level of General Fund support.

7 9 2. The department of corrections shall use funds
7 10 appropriated in subsection 1 to continue to contract for the
7 11 services of a Muslim imam.

Requires the DOC to contract with a Muslim imam to provide religious services and religious counseling.

DETAIL: This contract is required pursuant to a federal court order.

7 12 3. In addition to the funds appropriated in subsection 1,
7 13 there is appropriated from the general fund of the state to
7 14 the department of corrections for the fiscal year beginning
7 15 July 1, 2005, and ending June 30, 2006, an amount not
7 16 exceeding \$42,000 to be used for education programming. The
7 17 funds appropriated in this subsection are contingent upon
7 18 receipt by the general fund of the state of an amount at least
7 19 equal to the expenditure amount from costs or attorney fees
7 20 awarded the state in settlement of its antitrust action
7 21 against Microsoft brought under chapter 553. However, if the
7 22 amounts received as a result of this settlement are in excess
7 23 of \$42,000, the excess amounts shall not be appropriated to
7 24 the department of corrections pursuant to this subsection.

Contingent General Fund appropriation of no more than \$42,000 to the DOC for the inmate education program. The appropriation is contingent upon the receipt of costs or attorney fees awarded to the State due to settlement of the antitrust action against Microsoft Corporation.

DETAIL: Iowa's share of the settlement is approximately \$1,600,000. California is acting as the fiduciary for the states involved in the settlement. The funds are anticipated to be returned to Iowa by the close of this fiscal year.

7 25 Sec. 5. DEPARTMENT OF CORRECTIONS -- ADMINISTRATION.

7 26 1. There is appropriated from the general fund of the
7 27 state to the department of corrections for the fiscal year
7 28 beginning July 1, 2005, and ending June 30, 2006, the
7 29 following amounts, or so much thereof as is necessary, to be
7 30 used for the purposes designated:

7 31 a. For general administration, including salaries,
7 32 support, maintenance, employment of an education director to
7 33 administer a centralized education program for the

General Fund appropriation to the DOC for the Central Office.

DETAIL: Maintains current level of General Fund support and FTE

7 34 correctional system, and miscellaneous purposes:
 7 35 \$ 2,829,708

positions.

NOTE: There is an FY 2005 supplemental General Fund appropriation of \$414,416 pending for Central Office in SSB 1266 (FY 2005 Supplemental Appropriations Bill).

8 1 (1) It is the intent of the general assembly that as a
 8 2 condition of receiving the appropriation provided in this
 8 3 lettered paragraph, the department of corrections shall not,
 8 4 except as otherwise provided in subparagraph (3), enter into a
 8 5 new contract, unless the contract is a renewal of an existing
 8 6 contract, for the expenditure of moneys in excess of \$100,000
 8 7 during the fiscal year beginning July 1, 2005, for the
 8 8 privatization of services performed by the department using
 8 9 state employees as of July 1, 2005, or for the privatization
 8 10 of new services by the department, without prior consultation
 8 11 with any applicable state employee organization affected by
 8 12 the proposed new contract and prior notification of the co-
 8 13 chairpersons and ranking members of the joint appropriations
 8 14 subcommittee on the justice system.

Specifies that it is the intent of the General Assembly that, as a condition of receiving appropriated funds, the DOC not enter into a contract in excess of \$100,000 for privatized services during FY 2006 without prior notification of the Chairpersons and Ranking Members of the Justice System Appropriations Subcommittee. Existing contracts may be renewed without notification.

8 15 (2) It is the intent of the general assembly that each
 8 16 lease negotiated by the department of corrections with a
 8 17 private corporation for the purpose of providing private
 8 18 industry employment of inmates in a correctional institution
 8 19 shall prohibit the private corporation from utilizing inmate
 8 20 labor for partisan political purposes for any person seeking
 8 21 election to public office in this state and that a violation
 8 22 of this requirement shall result in a termination of the lease
 8 23 agreement.

Specifies that it is the intent of the General Assembly that the DOC prohibit the use of inmate labor for partisan political activities within Iowa when contracting for inmate workers to be employed by a private business. Violation of these contract terms will result in termination of the contract.

8 24 (3) It is the intent of the general assembly that as a
 8 25 condition of receiving the appropriation provided in this
 8 26 lettered paragraph, the department of corrections shall not

Specifies that it is the intent of the General Assembly that, as a condition of receiving the appropriated funds, the DOC, when contracting with a private business for inmate employment, shall restrict inmates' access to citizens' personal identifying information.

8 27 enter into a lease or contractual agreement pursuant to
 8 28 section 904.809 with a private corporation for the use of
 8 29 building space for the purpose of providing inmate employment
 8 30 without providing that the terms of the lease or contract
 8 31 establish safeguards to restrict, to the greatest extent
 8 32 feasible, access by inmates working for the private
 8 33 corporation to personal identifying information of citizens.

8 34 b. For educational programs for inmates at state penal
 8 35 institutions:

9 1 \$ 1,008,358

General Fund appropriation to the DOC for educational programs for inmates.

DETAIL: Maintains current level of General Fund support.

9 2 It is the intent of the general assembly that moneys
 9 3 appropriated in this lettered paragraph shall be used solely
 9 4 for the purpose indicated and that the moneys shall not be
 9 5 transferred for any other purpose. In addition, it is the
 9 6 intent of the general assembly that the department shall
 9 7 consult with the community colleges in the areas in which the
 9 8 institutions are located to utilize moneys appropriated in
 9 9 this lettered paragraph to fund the high school completion,
 9 10 high school equivalency diploma, adult literacy, and adult
 9 11 basic education programs in a manner so as to maintain these
 9 12 programs at the institutions.

9 13 To maximize the funding for educational programs, the
 9 14 department shall establish guidelines and procedures to
 9 15 prioritize the availability of educational and vocational
 9 16 training for inmates based upon the goal of facilitating an
 9 17 inmate's successful release from the correctional institution.
 9 18 The director of the department of corrections may transfer
 9 19 moneys from Iowa prison industries for use in educational
 9 20 programs for inmates.

Specifies that it is the intent of the General Assembly that these funds be used only for inmate education. Also requires the DOC to consult with community colleges located within the area of the prisons regarding how to maintain the high school completion, high school equivalency diploma, adult literacy, and adult basic education programs at the Institutions. Requires the DOC to establish guidelines and procedures to prioritize admission to educational and vocational programs to facilitate inmates' successful release from prison. Permits the DOC to transfer funds from the Iowa Prison Industries Revolving Fund for educational programs for inmates.

9 21 Notwithstanding section 8.33, moneys appropriated in this
 9 22 lettered paragraph that remain unobligated or unexpended at

CODE: Requires that unexpended and unobligated educational program funds not revert to the General Fund but remain available in

9 23 the close of the fiscal year shall not revert but shall remain
 9 24 available for expenditure only for the purpose designated in
 9 25 this lettered paragraph until the close of the succeeding
 9 26 fiscal year.

FY 2006 only for the specified purposes.

9 27 c. For the development of the Iowa corrections offender
 9 28 network (ICON) data system:
 9 29 \$ 427,700

General Fund appropriation to the DOC for the Iowa Corrections
 Offender Network (ICON).

DETAIL: Maintains current level of General Fund support.

9 30 2. It is the intent of the general assembly that the
 9 31 department of corrections shall continue to operate the
 9 32 correctional farms under the control of the department at the
 9 33 same or greater level of participation and involvement as
 9 34 existed as of January 1, 2005, shall not enter into any rental
 9 35 agreement or contract concerning any farmland under the
 10 1 control of the department that is not subject to a rental
 10 2 agreement or contract as of January 1, 2005, without prior
 10 3 legislative approval, and shall further attempt to provide job
 10 4 opportunities at the farms for inmates. The department shall
 10 5 attempt to provide job opportunities at the farms for inmates
 10 6 by encouraging labor-intensive farming or gardening where
 10 7 appropriate, using inmates to grow produce and meat for
 10 8 institutional consumption, researching the possibility of
 10 9 instituting food canning and cook-and-chill operations, and
 10 10 exploring opportunities for organic farming and gardening,
 10 11 livestock ventures, horticulture, and specialized crops.

Specifies that it is the intent of the General Assembly that the DOC
 continue farm operations at the same or greater level as existed on
 January 1, 2005. The DOC is prohibited from renting farmland under
 the control of the DOC that is not currently being rented without
 legislative approval. The DOC is to provide meaningful job
 opportunities for inmates employed on the farms.

10 12 3. The department shall work to increase produce gardening
 10 13 by inmates under the control of the correctional institutions,
 10 14 and, if appropriate, may use the central distribution network
 10 15 at the Woodward state resource center. The department shall
 10 16 file a report with the co-chairpersons and ranking members of
 10 17 the joint appropriations subcommittee on the justice system by
 10 18 December 1, 2005, regarding the feasibility of expanding the

Requires the DOC to increase produce gardening by inmates and, if
 appropriate, permits the DOC to use the central distribution network at
 the Woodward State Resource Center. Requires the DOC to file a
 report with the Chairpersons and Ranking Members of the Justice
 System Appropriations Subcommittee by December 1, 2005,
 regarding the feasibility of expanding the number of acres devoted to
 organic gardening and to growing organic produce for sale.

10 19 number of acres devoted to organic gardening and to the
10 20 growing of organic produce for sale.

10 21 4. The department of corrections shall submit a report to
10 22 the general assembly by January 1, 2006, concerning moneys
10 23 recouped from inmate earnings for the reimbursement of
10 24 operational expenses of the applicable facility during the
10 25 fiscal year beginning July 1, 2004, for each correctional
10 26 institution and judicial district department of correctional
10 27 services. In addition, each correctional institution and
10 28 judicial district department of correctional services shall
10 29 continue to submit a report to the legislative services agency
10 30 on a monthly basis concerning moneys recouped from inmate
10 31 earnings pursuant to sections 904.702, 904.809, and 905.14.

Requires the DOC to submit a report to the General Assembly by January 1, 2006, concerning the FY 2005 revenues recouped from inmate earnings for operational expenses for each prison and CBC District Department. Each prison and CBC District Department is required to submit monthly reports to the LSA concerning funds recovered from offenders for inmate deductions, private sector employment of inmates, and enrollment fees.

10 32 5. The department of corrections, in consultation with the
10 33 board of parole, shall study the feasibility of establishing a
10 34 mentoring program using unpaid volunteers to mentor persons
10 35 who are on probation or parole. The department of corrections
11 1 shall file a report regarding the study with the co-
11 2 chairpersons and ranking members of the joint appropriations
11 3 subcommittee on the justice system and the legislative
11 4 services agency by December 15, 2005. The report shall detail
11 5 the feasibility of establishing such a mentoring program.

Requires the DOC and the Board of Parole to study the feasibility of establishing a mentoring program. Requires the DOC to file a report regarding the study with the Co-Chairpersons and Ranking Members of the Justice System Appropriations Subcommittee and the LSA by December 15, 2005.

11 6 Sec. 6. JUDICIAL DISTRICT DEPARTMENTS OF CORRECTIONAL
11 7 SERVICES.

11 8 1. There is appropriated from the general fund of the
11 9 state to the department of corrections for the fiscal year
11 10 beginning July 1, 2005, and ending June 30, 2006, the
11 11 following amounts, or so much thereof as is necessary, to be
11 12 allocated as follows:

11 13 a. For the first judicial district department of
 11 14 correctional services, including the treatment and supervision
 11 15 of probation and parole violators who have been released from
 11 16 the department of corrections violator program, the following
 11 17 amount, or so much thereof as is necessary:
 11 18 \$ 10,406,624

General Fund appropriation to the DOC for the First CBC District Department.

DETAIL: This is an increase of \$293,592 and 6.00 FTE positions compared to the estimated net FY 2005 appropriation. The increase is for six Parole/Probation Officer II positions.

11 19 b. For the second judicial district department of
 11 20 correctional services, including the treatment and supervision
 11 21 of probation and parole violators who have been released from
 11 22 the department of corrections violator program, the following
 11 23 amount, or so much thereof as is necessary:
 11 24 \$ 8,017,509

General Fund appropriation to the DOC for the Second CBC District Department.

DETAIL: This is an increase of \$244,660 and a decrease of 0.75 FTE position compared to the estimated net FY 2005 appropriation. The change includes:

- An increase of \$244,660 for 5.00 Parole/Probation Officer II positions.
- A decrease of 5.75 FTE positions as a budget adjustment.

11 25 c. For the third judicial district department of
 11 26 correctional services, including the treatment and supervision
 11 27 of probation and parole violators who have been released from
 11 28 the department of corrections violator program, the following
 11 29 amount, or so much thereof as is necessary:
 11 30 \$ 4,836,472

General Fund appropriation to the DOC for the Third CBC District Department.

DETAIL: This is an increase of \$195,728 and 4.00 FTE positions compared to the estimated net FY 2005 appropriation. The increase is for four Parole/Probation Officer II positions.

11 31 d. For the fourth judicial district department of
 11 32 correctional services, including the treatment and supervision
 11 33 of probation and parole violators who have been released from
 11 34 the department of corrections violator program, the following
 11 35 amount, or so much thereof as is necessary:
 12 1 \$ 4,305,545

General Fund appropriation to the DOC for the Fourth CBC District Department.

DETAIL: This is an increase of \$48,932 and 1.00 FTE position compared to the estimated net FY 2005 appropriation. The increase is for one Parole/Probation Officer II position.

12 2 e. For the fifth judicial district department of
 12 3 correctional services, including the treatment and supervision
 12 4 of probation and parole violators who have been released from

General Fund appropriation to the DOC for the Fifth CBC District Department.

12 5 the department of corrections violator program, the following
 12 6 amount, or so much thereof as is necessary:
 12 7 \$ 13,547,738

DETAIL: This is an increase of \$538,252 and 11.00 FTE positions compared to the estimated net FY 2005 appropriation. The increase is for 11.00 Parole/Probation Officer II positions.

12 8 f. For the sixth judicial district department of
 12 9 correctional services, including the treatment and supervision
 12 10 of probation and parole violators who have been released from
 12 11 the department of corrections violator program, the following
 12 12 amount, or so much thereof as is necessary:
 12 13 \$ 10,331,724

General Fund appropriation to the DOC for the Sixth CBC District Department.

DETAIL: This is an increase of \$244,660 and a decrease of 2.75 FTE positions compared to the estimated net FY 2005 appropriation. The change includes:

- An increase of \$244,660 for 5.00 Parole/Probation Officer II positions.
- A decrease of 7.75 FTE positions as a budget adjustment.

12 14 g. For the seventh judicial district department of
 12 15 correctional services, including the treatment and supervision
 12 16 of probation and parole violators who have been released from
 12 17 the department of corrections violator program, the following
 12 18 amount, or so much thereof as is necessary:
 12 19 \$ 5,787,248

General Fund appropriation to the DOC for the Seventh CBC District Department.

DETAIL: This is an increase of \$97,864 and 2.00 FTE positions compared to the estimated net FY 2005 appropriation. The increase is for two Parole/Probation Officer II positions.

12 20 h. For the eighth judicial district department of
 12 21 correctional services, including the treatment and supervision
 12 22 of probation and parole violators who have been released from
 12 23 the department of corrections violator program, the following
 12 24 amount, or so much thereof as is necessary:
 12 25 \$ 5,722,888

General Fund appropriation to the DOC for the Eighth CBC District Department.

DETAIL: This is an increase of \$136,312 and 2.00 FTE positions compared to the estimated net FY 2005 appropriation. The change includes:

- An increase of \$97,864 for two Parole/Probation Officer II positions.
- An increase of \$38,448 for overtime costs.

12 26 2. In addition to the funds appropriated in subsection 1,

Contingent General Fund appropriation to the DOC for the Second and Third CBC District Departments for drug courts. These programs

12 27 there is appropriated from the general fund of the state to
 12 28 the department of corrections for the fiscal year beginning
 12 29 July 1, 2005, and ending June 30, 2006, the following amounts
 12 30 to be allocated as follows: \$149,000 for use by the second
 12 31 judicial district for the operation of a drug court and
 12 32 \$65,000 to the third judicial district for the operation of a
 12 33 drug court. The funds appropriated in this subsection are
 12 34 contingent upon the receipt by the general fund of the state
 12 35 of an amount at least equal to the expenditure amount from
 13 1 costs or attorney fees awarded the state in settlement of its
 13 2 antitrust action against Microsoft brought under chapter 553.
 13 3 However, if the amounts received as a result of this
 13 4 settlement are in excess of \$214,000, the excess amounts shall
 13 5 not be appropriated to the department of corrections pursuant
 13 6 to this subsection.

are funded by federal funds that expire in FY 2005. The appropriation of \$214,000 is contingent upon the receipt of costs or attorney fees awarded to the State due to settlement of the antitrust action against Microsoft Corporation.

DETAIL: Iowa's share of the settlement is approximately \$1,600,000. California is acting as the fiduciary for the states involved in the settlement. The funds are anticipated to be returned to Iowa by the close of this fiscal year.

13 7 3. Each judicial district department of correctional
 13 8 services, within the funding available, shall continue
 13 9 programs and plans established within that district to provide
 13 10 for intensive supervision, sex offender treatment, diversion
 13 11 of low-risk offenders to the least restrictive sanction
 13 12 available, job development, and expanded use of intermediate
 13 13 criminal sanctions.

Requires each CBC District Department, within available funding, to continue programs and plans established within the District Department for intensive supervision, sex offender treatment, diversion of low-risk offenders to the least restrictive sanction available, job development, and expanded use of intermediate sanctions.

13 14 4. Each judicial district department of correctional
 13 15 services shall provide alternatives to prison consistent with
 13 16 chapter 901B. The alternatives to prison shall ensure public
 13 17 safety while providing maximum rehabilitation to the offender.
 13 18 A judicial district department may also establish a day
 13 19 program.

Requires each CBC District Department to provide alternatives to prison consistent with statute. Permits the District Departments to establish day programs.

13 20 5. The governor's office of drug control policy shall
 13 21 consider federal grants made to the department of corrections
 13 22 for the benefit of each of the eight judicial district
 13 23 departments of correctional services as local government

Requires the Office of Drug Control Policy to consider grants made to the DOC for the benefit of the CBC District Departments as local government grants rather than State government grants or as defined by federal regulations.

13 24 grants, as defined pursuant to federal regulations.

13 25 Sec. 7. INTENT -- REPORTS.

13 26 1. The department of corrections shall submit a report on
13 27 inmate labor to the general assembly, to the co-chairpersons
13 28 and the ranking members of the joint appropriations
13 29 subcommittee on the justice system, and to the legislative
13 30 services agency by January 15, 2006. The report shall
13 31 specifically address the progress the department has made in
13 32 implementing the requirements of section 904.701, inmate labor
13 33 on capital improvement projects, community work crews, inmate
13 34 produce gardening, and private-sector employment.

Requires the DOC to submit a report regarding inmate labor to the General Assembly, Chairpersons and Ranking Members of the Justice System Appropriations Subcommittee, and the LSA by January 15, 2006. Specifies the content of the report.

13 35 2. The department in cooperation with townships, the Iowa
14 1 cemetery associations, and other nonprofit or governmental
14 2 entities may use inmate labor to restore or preserve rural
14 3 cemeteries and historical landmarks. The department in
14 4 cooperation with the counties may also use inmate labor to
14 5 clean up roads, major water sources, and other water sources
14 6 around the state.

Permits the DOC to work with nonprofit and governmental entities to use inmate labor to restore or preserve rural cemeteries or historical landmarks, and clean up roads and water resources.

14 7 3. Each month the department shall provide a status report
14 8 regarding private-sector employment to the legislative
14 9 services agency beginning on July 1, 2005. The report shall
14 10 include the number of offenders employed in the private
14 11 sector, the combined number of hours worked by the offenders,
14 12 and the total amount of allowances, and the distribution of
14 13 allowances pursuant to section 904.702, including any moneys
14 14 deposited in the general fund of the state.

Requires the DOC to provide a monthly status report to the LSA regarding private sector employment of inmates.

14 15 Sec. 8. STATE AGENCY PURCHASES FROM PRISON INDUSTRIES.

14 16 1. As used in this section, unless the context otherwise
14 17 requires, "state agency" means the government of the state of

Encourages State agencies to buy products from Iowa Prison Industries whenever possible. Requires State agencies to obtain a bid from Iowa Prison Industries for purchases of office furniture

14 18 Iowa, including but not limited to all executive branch
 14 19 departments, agencies, boards, bureaus, and commissions, the
 14 20 judicial branch, the general assembly and all legislative
 14 21 agencies, institutions within the purview of the state board
 14 22 of regents, and any corporation whose primary function is to
 14 23 act as an instrumentality of the state.
 14 24 2. State agencies are hereby encouraged to purchase
 14 25 products from Iowa state industries, as defined in section
 14 26 904.802, when purchases are required and the products are
 14 27 available from Iowa state industries. State agencies shall
 14 28 obtain bids from Iowa state industries for purchases of office
 14 29 furniture exceeding \$5,000 or in accordance with applicable
 14 30 administrative rules related to purchases for the agency.

exceeding \$5,000.

14 31 Sec. 9. STATE PUBLIC DEFENDER. There is appropriated from
 14 32 the general fund of the state to the office of the state
 14 33 public defender of the department of inspections and appeals
 14 34 for the fiscal year beginning July 1, 2005, and ending June
 14 35 30, 2006, the following amounts, or so much thereof as is
 15 1 necessary, to be allocated as follows for the purposes
 15 2 designated:

15 3 1. For salaries, support, maintenance, and miscellaneous
 15 4 purposes, and for not more than the following full-time
 15 5 equivalent positions:
 15 6 \$ 18,444,964
 15 7 FTEs 202.00

General Fund appropriation to the Department of Inspections and Appeals for the Office of the State Public Defender.

DETAIL: This is an increase of \$1,584,115 and no change in FTE positions compared to the estimated net FY 2005 appropriation. The increase funds currently authorized positions.

NOTE: There is an FY 2005 supplemental General Fund appropriation of \$1,584,115 pending for the State Public Defender's Office in SSB 1266 (FY 2005 Supplemental Appropriations Bill).

15 8 2. For the fees of court-appointed attorneys for indigent
 15 9 adults and juveniles, in accordance with section 232.141 and

General Fund appropriation to the Department of Inspections and Appeals for the Indigent Defense Program.

PG LN

LSB1091H

Explanation

15 10 chapter 815:
15 11 \$ 21,163,082

DETAIL: This is an increase of \$1,807,785 compared to the estimated net FY 2005 appropriation. The increase funds a projected increase in claims from court-appointed attorneys.

NOTE: There is an FY 2005 supplemental General Fund appropriation of \$2,896,042 pending for the Program in SSB 1266 (FY 2005 Supplemental Appropriations Bill).

15 12 Sec. 10. IOWA LAW ENFORCEMENT ACADEMY.

15 13 1. There is appropriated from the general fund of the
15 14 state to the Iowa law enforcement academy for the fiscal year
15 15 beginning July 1, 2005, and ending June 30, 2006, the
15 16 following amount, or so much thereof as is necessary, to be
15 17 used for the purposes designated:

15 18 For salaries, support, maintenance, miscellaneous purposes,
15 19 including jailer training and technical assistance, and for
15 20 not more than the following full-time equivalent positions:
15 21 \$ 1,075,138
15 22 FTEs 30.05

General Fund appropriation to the Iowa Law Enforcement Academy (ILEA).

DETAIL: Maintains current level of General Fund support and FTE positions.

15 23 It is the intent of the general assembly that the Iowa law
15 24 enforcement academy may provide training of state and local
15 25 law enforcement personnel concerning the recognition of and
15 26 response to persons with Alzheimer's disease.

Specifies the intent of the General Assembly that the Iowa Law Enforcement Academy may offer training for law enforcement officers in recognizing and responding to persons with Alzheimer's disease.

15 27 The Iowa law enforcement academy may temporarily exceed and
15 28 draw more than the amount appropriated and incur a negative
15 29 cash balance as long as there are receivables equal to or
15 30 greater than the negative balance and the amount appropriated
15 31 in this subsection is not exceeded at the close of the fiscal
15 32 year.

Allows the Iowa Law Enforcement Academy to incur a negative balance as long as there are equal receivables coming into the Academy by the close of the fiscal year.

DETAIL: This language is to help with cash flow issues the Academy faces in the last quarter of the fiscal year.

15 33 2. The Iowa law enforcement academy may select at least
 15 34 five automobiles of the department of public safety, division
 15 35 of the Iowa state patrol, prior to turning over the
 16 1 automobiles to the department of administrative services to be
 16 2 disposed of by public auction and the Iowa law enforcement
 16 3 academy may exchange any automobile owned by the academy for
 16 4 each automobile selected if the selected automobile is used in
 16 5 training law enforcement officers at the academy. However,
 16 6 any automobile exchanged by the academy shall be substituted
 16 7 for the selected vehicle of the department of public safety
 16 8 and sold by public auction with the receipts being deposited
 16 9 in the depreciation fund to the credit of the department of
 16 10 public safety, division of the Iowa state patrol.

Allows the Iowa Law Enforcement Academy to annually select at least five vehicles turned in to the State fleet administrator by the Department of Public Safety and exchange them for any of the Academy's training vehicles. The vehicles received by the Department of Public Safety from the Academy are to be sold at public auction. Requires the receipts to be deposited into the depreciation fund used to purchase new vehicles for the Department of Public Safety.

16 11 Sec. 11. BOARD OF PAROLE. There is appropriated from the
 16 12 general fund of the state to the board of parole for the
 16 13 fiscal year beginning July 1, 2005, and ending June 30, 2006,
 16 14 the following amount, or so much thereof as is necessary, to
 16 15 be used for the purposes designated:
 16 16 For salaries, support, maintenance, miscellaneous purposes,
 16 17 and for not more than the following full-time equivalent
 16 18 positions:
 16 19 \$ 1,121,044
 16 20 FTEs 17.50

General Fund appropriation to the Board of Parole.

DETAIL: This is an increase of \$48,484 and 1.00 FTE position compared to the estimated net FY 2004 appropriation. The increase funds a part-time Administrative Law Judge and a part-time clerk.

16 21 Sec. 12. DEPARTMENT OF PUBLIC DEFENSE. There is
 16 22 appropriated from the general fund of the state to the
 16 23 department of public defense for the fiscal year beginning
 16 24 July 1, 2005, and ending June 30, 2006, the following amounts,
 16 25 or so much thereof as is necessary, to be used for the
 16 26 purposes designated:

16 27 1. MILITARY DIVISION

16 28 For salaries, support, maintenance, miscellaneous purposes,

General Fund appropriation to the Military Division of the Department

16 29 and for not more than the following full-time equivalent	of Public Defense.
16 30 positions:	
16 31 \$ 5,130,040	DETAIL: Maintains current level of General Fund support and a
16 32 FTEs 312.55	decrease of 4.80 FTE positions compared to the estimated net FY 2005 appropriation.
16 33 If there is a surplus in the general fund of the state for	Allows the Military Division to incur a negative cash balance as long
16 34 the fiscal year ending June 30, 2006, within 60 days after the	as the Division has federal reimbursable expenses to cover the
16 35 close of the fiscal year, the military division may incur up	negative balance.
17 1 to an additional \$500,000 in expenditures from the surplus	DETAIL: The Military Division can experience a delay of up to 30
17 2 prior to transfer of the surplus pursuant to section 8.57.	days in federal reimbursement of eligible expenses. This
	authorization allows the Division to borrow State General Fund dollars
	to cover federal reimbursable expenses until the federal funds are
	received. To alleviate the cash flow problem, the federal government
	has instituted an Advance Payment System that allows the State to
	receive an advance of federal funds in order to meet payroll and other
	requirements. The Division has implemented the accounting
	procedures to use the new System.
17 3 2. HOMELAND SECURITY AND EMERGENCY MANAGEMENT DIVISION	
17 4 For salaries, support, maintenance, miscellaneous purposes,	General Fund appropriation to the Emergency Management Division
17 5 and for not more than the following full-time equivalent	of the Department of Public Defense.
17 6 positions:	
17 7 \$ 1,172,230	DETAIL: Maintains current level of General Fund support and a
17 8 FTEs 24.75	decrease of 0.50 FTE position.
17 9 Sec. 13. DEPARTMENT OF PUBLIC SAFETY. There is	
17 10 appropriated from the general fund of the state to the	
17 11 department of public safety for the fiscal year beginning July	
17 12 1, 2005, and ending June 30, 2006, the following amounts, or	
17 13 so much thereof as is necessary, to be used for the purposes	
17 14 designated:	

17 15 1. For the department's administrative functions,
 17 16 including the criminal justice information system, and for not
 17 17 more than the following full-time equivalent positions:
 17 18 \$ 3,095,033
 17 19 FTEs 38.00

General Fund appropriation to the Department of Public Safety for the Administrative Services Division.

DETAIL: This is an increase of \$21,759 and 1.00 FTE position compared to the estimated net FY 2005 appropriation. This change includes an increase in funding for Department of Administrative Services (DAS) billings for rent, heat, utilities, etc. The FTE increase is for a clerical position to assist with the Peace Officers Retirement (POR) Fund and human resources matters.

17 20 2. For the division of criminal investigation and bureau
 17 21 of identification, including the state's contribution to the
 17 22 peace officers' retirement, accident, and disability system
 17 23 provided in chapter 97A in the amount of 17 percent of the
 17 24 salaries for which the funds are appropriated, to meet federal
 17 25 fund matching requirements, and for not more than the
 17 26 following full-time equivalent positions:
 17 27 \$ 14,807,052
 17 28 FTEs 222.50

General Fund appropriation to the Department of Public Safety for the Division of Criminal Investigation (DCI).

DETAIL: This is an increase of \$748,542 and 7.00 FTE positions compared to the estimated net FY 2005 appropriation. The change includes:

- An increase of \$250,000 for supplies for the crime lab.
- An increase of \$286,944 and 3.00 FTE positions for three additional special agents, one at each racetrack, including training, equipment, and supplies for the expansion of table games at the racetracks.
- An increase of \$211,598 and 4.00 FTE positions for three criminalists and one secretary for the new crime lab.

NOTE: There is an FY 2005 supplemental General Fund appropriation of \$150,000 pending for the DCI in SSB 1266 (FY 2005 Supplemental Appropriations Bill).

17 29 3. For the criminalistics laboratory fund, if created in
 17 30 section 602.8108:
 17 31 \$ 0

This is an expected new General Fund appropriation.

DETAIL: General Fund appropriation contingency language is related to the passage of HF 123, Crime Lab Surcharge Bill, which would provide approximately \$367,000 in funding for equipment for the Division of Criminal Investigation (DCI) Crime Lab.

17 32 The department of public safety, with the approval of the

Permits the Department of Public Safety to employ a maximum of two

17 33 department of management, may employ no more than two special
 17 34 agents and four gaming enforcement officers for each
 17 35 additional riverboat regulated after July 1, 2005, and one
 18 1 special agent for each racing facility which becomes
 18 2 operational during the fiscal year which begins July 1, 2005.
 18 3 One additional gaming enforcement officer, up to a total of
 18 4 four per riverboat, may be employed for each riverboat that
 18 5 has extended operations to 24 hours and has not previously
 18 6 operated with a 24-hour schedule. Positions authorized in
 18 7 this paragraph are in addition to the full-time equivalent
 18 8 positions otherwise authorized in this subsection.

special agents and four gaming officers upon receiving approval from the Department of Management for new riverboats licensed after July 1, 2005, and for riverboats that have extended operations to 24 hours. Also, permits the employment of one special agent for each racing facility that becomes operational during FY 2006.

18 9 4. a. For the division of narcotics enforcement,
 18 10 including the state's contribution to the peace officers'
 18 11 retirement, accident, and disability system provided in
 18 12 chapter 97A in the amount of 17 percent of the salaries for
 18 13 which the funds are appropriated, to meet federal fund
 18 14 matching requirements, and for not more than the following
 18 15 full-time equivalent positions:

18 16 \$ 4,701,141
 18 17 FTEs 75.00

General Fund appropriation to the Department of Public Safety for the Narcotics Enforcement Division.

DETAIL: This is an increase of \$771,052 and no change in FTE positions compared to the estimated net FY 2005 appropriation. The increase in funding is for a criminal information database to track gangs and terrorists. The money would cover a nine month lapse in federal funding (October 2005 through June 2006) and would pay the salaries of seven sworn and nine civilian staff.

18 18 b. For the division of narcotics enforcement for
 18 19 undercover purchases:

18 20 \$ 123,343

General Fund appropriation to the Department of Public Safety for undercover purchases by the Division of Narcotics Enforcement.

DETAIL: Maintains current level of General Fund support.

18 21 5. a. For the state fire marshal's office, including the
 18 22 state's contribution to the peace officers' retirement,
 18 23 accident, and disability system provided in chapter 97A in the
 18 24 amount of 17 percent of the salaries for which the funds are
 18 25 appropriated, and for not more than the following full-time
 18 26 equivalent positions:

18 27 \$ 2,456,998
 18 28 FTEs 42.00

General Fund appropriation to the Department of Public Safety for the State Fire Marshal's Office.

DETAIL: This is an increase of \$275,000 and 3.00 FTE positions compared to the estimated net FY 2005 appropriation for Fire Marshal Inspectors.

18 29 b. For the state fire marshal's office, for fire
 18 30 protection services as provided through the state fire service
 18 31 and emergency response council as created in the department,
 18 32 and for not more than the following full-time equivalent
 18 33 positions:
 18 34 \$ 638,021
 18 35 FTEs 10.00

General Fund appropriation to the State Fire Marshal's Office for Fire Protection Services.

DETAIL: Maintains current level of General Fund support and FTE positions.

19 1 6. For the division of the Iowa state patrol of the
 19 2 department of public safety, for salaries, support,
 19 3 maintenance, workers' compensation costs, and miscellaneous
 19 4 purposes, including the state's contribution to the peace
 19 5 officers' retirement, accident, and disability system provided
 19 6 in chapter 97A in the amount of 17 percent of the salaries for
 19 7 which the funds are appropriated, and for not more than the
 19 8 following full-time equivalent positions:
 19 9 \$ 43,151,973
 19 10 FTEs 531.00

General Fund appropriation to the Department of Public Safety for the Iowa State Patrol.

DETAIL: This is an increase of \$634,840 and 10.00 FTE positions compared to the estimated net FY 2005 appropriation.

- An increase of \$559,840 and 10.00 FTE positions for additional troopers for the Iowa State Patrol.
- An increase of \$75,000 for racial profiling training for Department of Public Safety officers.

19 11 In addition to the funds otherwise appropriated in this
 19 12 subsection, there is appropriated from the general fund of the
 19 13 state to the division of the Iowa state patrol for the fiscal
 19 14 year beginning July 1, 2005, and ending June 30, 2006, an
 19 15 amount not exceeding \$400,000 to be used for motor vehicle
 19 16 depreciation. The funds appropriated in this paragraph are
 19 17 contingent upon receipt by the general fund of the state of an
 19 18 amount at least equal to the expenditure amount from costs or
 19 19 attorney fees awarded the state in settlement of its antitrust
 19 20 action against Microsoft brought under chapter 553. However,
 19 21 if the amounts received as a result of this settlement are in
 19 22 excess of \$400,000, the excess amounts shall not be
 19 23 appropriated to the division of the Iowa state patrol pursuant
 19 24 to this paragraph.

Contingent General Fund appropriation to the Department of Public Safety for the Iowa State Patrol. The appropriation is contingent on the receipt of costs or attorney fees awarded to the State due to settlement of the antitrust action against Microsoft Corporation.

DETAIL: Iowa's share of the settlement is approximately \$1,600,000. California is acting as the fiduciary for the states involved in the settlement. The funds are anticipated to be returned to Iowa by the close of this fiscal year. The \$400,000 is to be used for vehicle depreciation to purchase 20 additional State Patrol vehicles.

19 25 It is the intent of the general assembly that members of

Specifies the intent of the General Assembly that the Iowa State

19 26 the Iowa state patrol be assigned to patrol the highways and
 19 27 roads in lieu of assignments for inspecting school buses for
 19 28 the school districts.

Patrol assign education officers to perform school bus inspections rather than having road troopers perform these inspections.

19 29 7. For deposit in the public safety law enforcement sick
 19 30 leave benefits fund established under section 80.42, for all
 19 31 departmental employees eligible to receive benefits for
 19 32 accrued sick leave under the collective bargaining agreement:
 19 33 \$ 316,179

General Fund appropriation to create a non-reversionary fund in the Department of Public Safety to be used for sick leave payout. All sworn officers of the Department are eligible to receive benefits for accrued sick leave under the collective bargaining agreement.

DETAIL: Maintains current level of funding compared to the estimated net FY 2005 appropriation.

19 34 An employee of the department of public safety who retires
 19 35 after July 1, 2005, but prior to June 30, 2006, is eligible
 20 1 for payment of life or health insurance premiums as provided
 20 2 for in the collective bargaining agreement covering the public
 20 3 safety bargaining unit at the time of retirement if that
 20 4 employee previously served in a position which would have been
 20 5 covered by the agreement. The employee shall be given credit
 20 6 for the service in that prior position as though it were
 20 7 covered by that agreement. The provisions of this subsection
 20 8 shall not operate to reduce any retirement benefits an
 20 9 employee may have earned under other collective bargaining
 20 10 agreements or retirement programs.

Allows employees of the Department of Public Safety retiring after July 1, 2005, but prior to June 30, 2006, to be eligible for insurance benefits as provided by the collective bargaining agreement. The employees must have previously served in positions that would have been covered by the agreement. This allows supervisors in the Department to keep benefits earned while under the collective bargaining contract.

20 11 8. For costs associated with the training and equipment
 20 12 needs of volunteer fire fighters and for not more than the
 20 13 following full-time equivalent position:
 20 14 \$ 699,587
 20 15 FTEs 1.00

General Fund appropriation to the Department of Public Safety for Volunteer Fire Fighter Training Grants.

DETAIL: This is an increase of \$140,000 and no change in FTE positions compared to the estimated net FY 2005 appropriation. The increase is for new volunteer firefighter training standards.

20 16 Notwithstanding section 8.33, moneys appropriated in this
 20 17 subsection that remain unobligated or unexpended at the close
 20 18 of the fiscal year shall not revert but shall remain available

CODE: Allows the balance remaining at the end of the fiscal year to carry forward to the next fiscal year for fire fighter training grants.

20 19 for expenditure only for the purpose designated in this
 20 20 subsection until the close of the succeeding fiscal year.

20 21 Sec. 14. CIVIL RIGHTS COMMISSION. There is appropriated
 20 22 from the general fund of the state to the Iowa state civil
 20 23 rights commission for the fiscal year beginning July 1, 2005,
 20 24 and ending June 30, 2006, the following amount, or so much
 20 25 thereof as is necessary, to be used for the purposes
 20 26 designated:

20 27 For salaries, support, maintenance, miscellaneous purposes,
 20 28 and for not more than the following full-time equivalent
 20 29 positions:

20 30 \$ 950,788
 20 31 FTEs 27.50

General Fund appropriation to the Civil Rights Commission.

DETAIL: This is an increase of \$92,700 and 0.50 FTE position compared to the estimated net FY 2005 appropriation. The change includes:

- An increase of \$92,700 for two Civil Rights Specialists.
- A decrease of 2.50 FTE positions as a budget adjustment.

NOTE: There is an FY 2005 supplemental General Fund appropriation of \$56,000 pending for the Commission in SSB 1266 (FY 2005 Supplemental Appropriations Bill).

20 32 The Iowa state civil rights commission may enter into a
 20 33 contract with a nonprofit organization to provide legal
 20 34 assistance to resolve civil rights complaints.

Permits the Commission to enter into a contract with a non-profit organization for legal assistance.

20 35 Sec. 15. HOMELAND SECURITY AND EMERGENCY MANAGEMENT
 21 1 DIVISION. There is appropriated from the wireless E911
 21 2 emergency communications fund to the administrator of the
 21 3 homeland security and emergency management division of the
 21 4 department of public defense for the fiscal year beginning
 21 5 July 1, 2005, and ending June 30, 2006, an amount not
 21 6 exceeding two hundred thousand dollars to be used for
 21 7 implementation, support, and maintenance of the functions of

Permits continued funding from the Wireless E911 Emergency Communications Fund for the Emergency Management Division of the Department of Public Defense through FY 2006.

DETAIL: The Division receives up to \$200,000 for the administration of the wireless E911 service and allows money to be used to employ the State Auditor to perform an annual audit on the Fund.

21 8 the administrator and program manager under chapter 34A and to
21 9 employ the auditor of the state to perform an annual audit of
21 10 the wireless E911 emergency communications fund.

21 11 Sec. 16. IOWA LAW ENFORCEMENT ACADEMY -- FEES.

21 12 Notwithstanding section 80B.11B, the Iowa law enforcement
21 13 academy may charge more than one-half the cost of providing
21 14 the basic training course if a majority of the Iowa law
21 15 enforcement academy council authorizes charging more than one-
21 16 half of the cost of providing basic training. This section is
21 17 repealed on June 30, 2006.

CODE: Allows the Iowa Law Enforcement Academy to charge more than one-half the cost to provide training if approved by the Law Enforcement Academy Council. This Section is repealed June 30, 2006.

21 18 EXPLANATION

21 19 This bill makes appropriations for fiscal year 2005-2006
21 20 from the general fund of the state to the departments of
21 21 justice, corrections, public defense, and public safety, and
21 22 the Iowa law enforcement academy, office of the state public
21 23 defender, board of parole, and Iowa state civil rights
21 24 commission.

21 25 The bill also makes appropriations to the department of
21 26 justice, the department of corrections, the Iowa state patrol,
21 27 and the second and third judicial districts that are
21 28 contingent upon the general fund of the state receiving moneys
21 29 from the Microsoft antitrust settlement.

21 30 The bill provides that the Iowa law enforcement academy may
21 31 charge a department of the state, a member of a police force,
21 32 or any political subdivision of the state more than one-half
21 33 of the cost to provide the basic training course for a law
21 34 enforcement officer, provided a majority of the Iowa law
21 35 enforcement council approves such a charge. Current law
22 1 prohibits the Iowa law enforcement academy from charging more
22 2 than one-half of the cost of providing the basic training
22 3 course.

22 4 LSB 1091HA 81

PG LN

LSB1091H

Explanation

22 5 jm:mg/sh/8.2

Summary Data

General Fund

HSB 279	Actual FY 2003	Actual FY 2004	Estimated FY 2005	House Subcom FY 2006	House Sub vs Est FY 2005	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)
Justice System	\$ 355,817,697	\$ 381,741,202	\$ 395,473,567	\$ 409,081,480	\$ 13,607,913	
Grand Total	<u>\$ 355,817,697</u>	<u>\$ 381,741,202</u>	<u>\$ 395,473,567</u>	<u>\$ 409,081,480</u>	<u>\$ 13,607,913</u>	

Justice System

General Fund

HSB 279	Actual FY 2003	Actual FY 2004	Estimated FY 2005	House Subcom FY 2006	House Sub vs Est FY 2005	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)
<u>Justice, Department of</u>						
General Office A.G.	\$ 7,160,615	\$ 7,584,225	\$ 7,774,280	\$ 7,774,280	\$ 0	PG 1 LN 8
Consumer Advocate	2,754,760	2,810,944	2,810,442	2,810,442	0	PG 5 LN 4
Victim Assistance Grants			5,000	5,000	0	PG 1 LN 23
Legal Services Poverty Grant					0	PG 1 LN 29
Total Justice, Department of	\$ 9,915,375	\$ 10,395,169	\$ 10,589,722	\$ 10,589,722	\$ 0	
<u>Civil Rights Commission</u>						
Civil Rights Commission	\$ 886,024	\$ 827,835	\$ 858,088	\$ 950,788	\$ 92,700	PG 20 LN 27
<u>Corrections, Department of</u>						
Corrections Institutions						
Ft. Madison Inst.	\$ 33,168,605	\$ 37,393,149	\$ 38,170,426	\$ 38,923,261	\$ 752,835	PG 5 LN 24
Anamosa Inst.	24,386,629	26,468,726	27,015,049	27,257,452	242,403	PG 5 LN 28
Oakdale Inst.	21,497,363	23,127,382	23,624,725	24,730,278	1,105,553	PG 6 LN 1
Newton Inst.	22,501,891	24,007,011	24,631,729	25,073,632	441,903	PG 6 LN 5
Mt Pleasant Inst.	21,161,133	22,306,420	22,560,276	23,003,340	443,064	PG 6 LN 9
Rockwell City Inst.	7,268,049	7,711,007	7,797,776	8,096,378	298,602	PG 6 LN 13
Clarinda Inst.	18,326,306	20,271,253	22,590,992	22,904,497	313,505	PG 6 LN 17
Mitchellville Inst.	12,024,416	12,998,051	13,248,001	14,002,603	754,602	PG 6 LN 26
Ft. Dodge Inst.	24,299,207	25,785,046	25,984,774	26,315,943	331,169	PG 6 LN 30
Total Corrections Institutions	184,633,599	200,068,045	205,623,748	210,307,384	4,683,636	
Corrections Central Office						
Substance Abuse/Mental Health				1,000,000	1,000,000	PG 6 LN 34
County Confinement	674,954	674,954	674,954	674,954	0	PG 7 LN 1
Federal Prisoners/Contractual	241,293	241,293	241,293	241,293	0	PG 7 LN 6
Central Office Corrections	2,666,224	2,784,393	2,829,708	2,829,708	0	PG 7 LN 31

Justice System

General Fund

HSB 279	Actual FY 2003	Actual FY 2004	Estimated FY 2005	House Subcom FY 2006	House Sub vs Est FY 2005	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)
<u>Corrections, Department of (cont.)</u>						
Corrections Central Office (cont.)						
Corrections Education	100,000	1,000,000	1,008,358	1,008,358	0	PG 8 LN 34
Iowa Corr. Offender Network	427,700	427,700	427,700	427,700	0	PG 9 LN 27
Total Corrections Central Office	4,110,171	5,128,340	5,182,013	6,182,013	1,000,000	
CBC Districts						
CBC District I	8,953,795	9,853,209	10,113,032	10,406,624	293,592	PG 11 LN 13
CBC District II	6,992,061	7,657,081	7,772,849	8,017,509	244,660	PG 11 LN 19
CBC District III	4,073,638	4,527,819	4,640,744	4,836,472	195,728	PG 11 LN 25
CBC District IV	3,759,908	4,201,565	4,256,613	4,305,545	48,932	PG 11 LN 31
CBC District V	11,416,374	12,793,238	13,009,486	13,547,738	538,252	PG 12 LN 2
CBC District VI	8,746,141	9,952,952	10,087,064	10,331,724	244,660	PG 12 LN 8
CBC District VII	5,000,149	5,554,925	5,689,384	5,787,248	97,864	PG 12 LN 14
CBC District VIII	5,097,521	5,513,905	5,586,576	5,722,888	136,312	PG 12 LN 20
Total CBC Districts	54,039,587	60,054,694	61,155,748	62,955,748	1,800,000	
Total Corrections, Department of	\$ 242,783,357	\$ 265,251,079	\$ 271,961,509	\$ 279,445,145	\$ 7,483,636	
<u>Inspections & Appeals, Dept of</u>						
Public Defender	\$ 15,384,767	\$ 16,705,522	\$ 16,860,849	\$ 18,444,964	\$ 1,584,115	PG 15 LN 3
Indigent Defense Appropriation	20,437,586	19,404,926	19,355,297	21,163,082	1,807,785	PG 15 LN 8
Total Inspections & Appeals, Dept of	\$ 35,822,353	\$ 36,110,448	\$ 36,216,146	\$ 39,608,046	\$ 3,391,900	
<u>Law Enforcement Academy</u>						
Operations	\$ 975,526	\$ 1,069,586	\$ 1,075,138	\$ 1,075,138	\$ 0	PG 15 LN 18
<u>Parole, Board of</u>						
Parole Board	\$ 962,489	\$ 1,020,495	\$ 1,072,560	\$ 1,121,044	\$ 48,484	PG 16 LN 11

Justice System

General Fund

HSB 279	Actual FY 2003	Actual FY 2004	Estimated FY 2005	House Subcom FY 2006	House Sub vs Est FY 2005	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)
<u>Public Defense, Department of</u>						
Public Defense, Dept. of						
Military Division	\$ 4,990,233	\$ 5,097,065	\$ 5,130,040	\$ 5,130,040	\$ 0	PG 16 LN 28
Emergency Management Division						
Homeland Sec. & Emer. Mgmt Div	1,050,987	1,126,202	1,172,230	1,172,230	0	PG 17 LN 4
Total Public Defense, Department of	\$ 6,041,220	\$ 6,223,267	\$ 6,302,270	\$ 6,302,270	\$ 0	
<u>Public Safety, Department of</u>						
Public Safety Administration	\$ 2,398,544	\$ 2,445,482	\$ 3,073,274	\$ 3,095,033	\$ 21,759	PG 17 LN 15
Investigation, DCI	12,499,886	13,130,579	14,058,510	14,807,052	748,542	PG 17 LN 20
Narcotics Enforcement	3,510,371	3,721,083	3,930,089	4,701,141	771,052	PG 18 LN 9
Undercover Funds	123,343	120,568	123,343	123,343	0	PG 18 LN 18
Fire Marshal	1,889,002	1,846,495	2,181,998	2,456,998	275,000	PG 18 LN 21
Fire Service	558,147	599,358	638,021	638,021	0	PG 18 LN 29
Iowa State Patrol	36,636,369	38,237,606	42,517,133	43,151,973	634,840	PG 19 LN 1
DPS/SPOC Sick Leave Payout	272,421	211,242	316,179	316,179	0	PG 19 LN 29
Fire Fighter Training	543,270	530,910	559,587	699,587	140,000	PG 20 LN 11
DCI Crime Lab					0	PG 17 LN 29
Total Public Safety, Department of	\$ 58,431,353	\$ 60,843,323	\$ 67,398,134	\$ 69,989,327	\$ 2,591,193	
Total Justice System	\$ 355,817,697	\$ 381,741,202	\$ 395,473,567	\$ 409,081,480	\$ 13,607,913	

Summary Data

Non General Fund

HSB 279	Actual FY 2003	Actual FY 2004	Estimated FY 2005	House Subcom FY 2006	House Sub vs Est FY 2005	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)
Justice System	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	
Grand Total	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 0</u>	
Contingency Totals						
¹³ Fine Paper Anti Trust	\$ 0	\$ 0	\$ 0	\$ 1,156,000	\$ 0	
¹⁴ Consumer Fraud Refunds	\$ 0	\$ 0	\$ 0	\$ 1,200,000	\$ 0	
¹⁵ Environmental Crime Invest	\$ 0	\$ 0	\$ 0	\$ 20,000	\$ 0	

Justice System

Non General Fund

HSB 279	Actual FY 2003	Actual FY 2004	Estimated FY 2005	House Subcom FY 2006	House Sub vs Est FY 2005	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)
<u>Justice, Department of</u>						
Environmental Crime Invest				¹⁵ \$ 20,000	\$ 0	PG 4 LN 11
Fine Paper Anti Trust				¹³ 200,000	0	PG 1 LN 32
Consumer Fraud Refunds				¹⁴ 1,200,000	0	PG 2 LN 31
Fine Paper Microsoft				¹³ 300,000	0	PG 2 LN 18
Total Justice, Department of	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	
<u>Corrections, Department of</u>						
Corrections Central Office						
Microsoft - Corrections				¹³ \$ 42,000	\$ 0	PG 7 LN 12
CBC Districts						
Microsoft CBC				¹³ 214,000	0	PG 12 LN 26
Total Corrections, Department of	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	
<u>Public Safety, Department of</u>						
Microsoft - Patrol				¹³ \$ 400,000	\$ 0	PG 19 LN 11
Total Justice System	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	
Contingency ¹³ Fine Paper Anti Trust	\$ 0	\$ 0	\$ 0	\$ 1,156,000	\$ 0	
Contingency ¹⁴ Consumer Fraud Refunds	\$ 0	\$ 0	\$ 0	\$ 1,200,000	\$ 0	
Contingency ¹⁵ Environmental Crime Invest	\$ 0	\$ 0	\$ 0	\$ 20,000	\$ 0	

Summary Data

FTE

HSB 279	Actual FY 2003	Actual FY 2004	Estimated FY 2005	House Subcom FY 2006	House Sub vs Est FY 2005	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)
Justice System	5,469.76	5,418.18	5,712.67	5,841.37	128.70	
Grand Total	5,469.76	5,418.18	5,712.67	5,841.37	128.70	
Contingency Totals						
¹³ Fine Paper Anti Trust	0.00	0.00	0.00	0.00	0.00	
¹⁴ Consumer Fraud Refunds	0.00	0.00	0.00	0.00	0.00	
¹⁵ Environmental Crime Invest	0.00	0.00	0.00	0.00	0.00	

Justice System

FTE

HSB 279	Actual FY 2003	Actual FY 2004	Estimated FY 2005	House Subcom FY 2006	House Sub vs Est FY 2005	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)
<u>Justice, Department of</u>						
General Office A.G.	188.10	187.51	214.50	214.50	0.00	PG 1 LN 8
Consumer Advocate	24.60	22.93	27.00	27.00	0.00	PG 5 LN 4
Victim Compensation Fund	19.41				0.00	PG 3 LN 21
Total Justice, Department of	232.11	210.44	241.50	241.50	0.00	
<u>Civil Rights Commission</u>						
Civil Rights Commission	31.04	27.40	27.00	27.50	0.50	PG 20 LN 27
<u>Corrections, Department of</u>						
Corrections Institutions						
Ft. Madison Inst.	512.24	550.56	549.00	560.50	11.50	PG 5 LN 24
Anamosa Inst.	350.86	360.71	370.75	374.25	3.50	PG 5 LN 28
Oakdale Inst.	310.81	314.08	267.00	317.50	50.50	PG 6 LN 1
Newton Inst.	328.75	330.39	335.00	336.00	1.00	PG 6 LN 5
Mt Pleasant Inst.	315.12	303.83	308.96	315.96	7.00	PG 6 LN 9
Rockwell City Inst.	104.43	105.48	108.00	109.00	1.00	PG 6 LN 13
Clarinda Inst.	271.58	270.47	334.65	335.65	1.00	PG 6 LN 17
Mitchellville Inst.	194.17	194.01	196.00	205.50	9.50	PG 6 LN 26
Ft. Dodge Inst.	351.72	365.16	372.00	376.00	4.00	PG 6 LN 30
Total Corrections Institutions	2,739.68	2,794.69	2,841.36	2,930.36	89.00	
Corrections Central Office						
Central Office Corrections	32.51	35.30	37.18	37.18	0.00	PG 7 LN 31
CBC Districts						
CBC District I	200.26	189.96	189.96	195.96	6.00	PG 11 LN 13
CBC District II	141.54	138.04	137.04	136.29	-0.75	PG 11 LN 19
CBC District III	77.49	74.49	74.49	78.49	4.00	PG 11 LN 25
CBC District IV	74.00	74.25	72.50	73.50	1.00	PG 11 LN 31

Justice System

FTE

HSB 279	Actual FY 2003	Actual FY 2004	Estimated FY 2005	House Subcom FY 2006	House Sub vs Est FY 2005	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)
<u>Corrections, Department of (cont.)</u>						
CBC Districts (cont.)						
CBC District V	218.45	216.95	235.95	246.95	11.00	PG 12 LN 2
CBC District VI	160.55	179.49	183.24	180.49	-2.75	PG 12 LN 8
CBC District VII	100.95	100.95	95.95	97.95	2.00	PG 12 LN 14
CBC District VIII	89.35	69.40	86.85	88.85	2.00	PG 12 LN 20
Total CBC Districts	<u>1,062.59</u>	<u>1,043.53</u>	<u>1,075.98</u>	<u>1,098.48</u>	<u>22.50</u>	
Total Corrections, Department of	<u>3,834.78</u>	<u>3,873.52</u>	<u>3,954.52</u>	<u>4,066.02</u>	<u>111.50</u>	
<u>Inspections & Appeals, Dept of</u>						
Public Defender	191.75	197.28	202.00	202.00	0.00	PG 15 LN 3
<u>Law Enforcement Academy</u>						
Operations	28.17	27.64	30.05	30.05	0.00	PG 15 LN 18
<u>Parole, Board of</u>						
Parole Board	13.08	13.35	16.50	17.50	1.00	PG 16 LN 11
<u>Public Defense, Department of</u>						
Public Defense, Dept. of						
Military Division	261.04	296.54	317.35	312.55	-4.80	PG 16 LN 28
Emergency Management Division						
Homeland Sec. & Emer. Mgmt Div	<u>26.19</u>	<u>34.11</u>	<u>25.25</u>	<u>24.75</u>	<u>-0.50</u>	PG 17 LN 4
Total Public Defense, Department of	<u>287.23</u>	<u>330.65</u>	<u>342.60</u>	<u>337.30</u>	<u>-5.30</u>	
<u>Public Safety, Department of</u>						
Public Safety Administration	34.85	31.58	37.00	38.00	1.00	PG 17 LN 15
Investigation, DCI	212.82	183.93	215.50	222.50	7.00	PG 17 LN 20

Justice System

FTE

HSB 279	Actual FY 2003	Actual FY 2004	Estimated FY 2005	House Subcom FY 2006	House Sub vs Est FY 2005	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)
<u>Public Safety, Department of (cont.)</u>						
Narcotics Enforcement	55.11	47.67	75.00	75.00	0.00	PG 18 LN 9
Fire Marshal	32.52	28.13	39.00	42.00	3.00	PG 18 LN 21
Fire Service	8.42	8.87	10.00	10.00	0.00	PG 18 LN 29
Iowa State Patrol	507.39	436.72	521.00	531.00	10.00	PG 19 LN 1
Fire Fighter Training	0.49	1.00	1.00	1.00	0.00	PG 20 LN 11
Total Public Safety, Department of	851.60	737.90	898.50	919.50	21.00	
Total Justice System	5,469.76	5,418.18	5,712.67	5,841.37	128.70	